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6 UNITED STATES DISTRICT COURT
7 EASTERN DISTRICT OF CALIFORNIA
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10 UNITED STATES OF AMERICA,

CR. NO. S-02-257 WBS

11 Plaintiff,

12 ORDER

13 v.

14 ROLAND ADAMS,

15 Defendant.
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17 Defendant has filed a "Request for Ruling on
18 Defendant's Petition to Vacate Restitution and Forfeiture Orders
19 Pursuant to All Writ Act, 28 U.S.C. 16(a) or FRCP 60(b)." (Docket No. 366.)

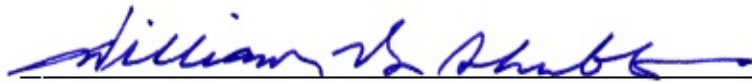
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21 In response to defendant's previous appeal from Judge
22 Garcia's Order ruling that \$199,670.15 was subject to forfeiture,
23 the Court of Appeals held in a Memorandum Decision, filed
24 September 30, 2009, that

25 Our independent review of the record pursuant
26 to *Penon v. Ohio*, 488 U.S. 75, 80-81 (1988),
27 discloses no arguable grounds for relief on
direct appeal related to the forfeiture.

28 (Docket No 326.) Defendant's Petition for Stay of Forfeiture Order

1 (Docket No. 330), as well as his Petition to Vacate Restitution and
2 Forfeiture Orders, (Docket 330-1) are therefore DENIED for the reason
3 that the issues sought to be raised therein have been adjudicated
4 adversely to defendant by the Court of Appeals.

5 DATED: May 31, 2013

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8 WILLIAM B. SHUBB
9 UNITED STATES DISTRICT JUDGE
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